

From: Waye, Don
To: Hall, Lynda
Sent: 6/19/2014 11:26:00 AM
Subject: Attn Lynda - Please Review [FW: Draft Letter to Oregon on Revised Deadline]
Attachments: NRS-#1028803-v1-Nw_Envtl_-_krs_comments_to_draft_letter_to_Oregon.docx; OR CZARA Ltr to Oregon June 18 2014 Revised DO cmts.docx

Lynda,

Attached is a short letter that we will send to Oregon to let them know about the revised timeline for a decision regarding the approvability of its coastal nonpoint program. It has gone through review by program and legal staff (including DOJ—note Kris Swanson's edits attached) and is ready for review by you, Joelle and Christine. Note that I have left Dan Opalski's minor edits in this version, which I think Steve Sweeney may push back on. But you should feel free to use "track changes" on the attached version anyway while we get Dan's edits sorted out.

I personally think the letter is in excellent shape as it is.

Don Waye
U.S. EPA - Nonpoint Source Control Branch
Phone: 202-566-1170

From: Carlin, Jayne
Sent: Wednesday, June 18, 2014 9:19 PM
To: Sweeney, Stephen; Byrne, Jennifer; Waye, Don; Hall, Lynda; allison.castellan@noaa.gov; Joelle Gore - NOAA Federal; Croxton, Dave
Cc: Wu, Jennifer; Henning, Alan
Subject: RE: Draft Letter to Oregon on Revised Deadline Ready for Managerial Review

Hi All,

Ex. 5 - Deliberative

Ex. 5 - Deliberative

See attached for his thoughts.

Jayne

Jayne Carlin, Watersheds Unit
US EPA, Region 10
1200 6th Ave, Suite 900 (OWW-134)
Seattle, WA 98101-3140
(206) 553-8512, (206) 553-0165 (fax)
carlin.jayne@epa.gov

<http://www.epa.gov/r10earth/tmdl.htm>

From: Carlin, Jayne
Sent: Wednesday, June 18, 2014 3:34 PM
To: Sweeney, Stephen; Byrne, Jennifer; Waye, Don; Hall, Lynda; Allison Castellan; Joelle Gore - NOAA Federal; Croxton, Dave
Cc: Wu, Jennifer; Henning, Alan
Subject: Draft Letter to Oregon on Revised Deadline Ready for Managerial Review

Hi All,

I believe that the attached letter has completed legal (including DOJ—see attached and email below) and

programmatic review and is ready for managerial review. Let me know if I am wrong.

I'll check in with my management to see if they want any changes. Can you do the same, Allison and Don?

Thanks again for your quick turnaround on the review.

Jayne

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From: Sweeney, Stephen
Sent: Wednesday, June 18, 2014 12:42 PM
To: Carlin, Jayne
Cc: Byrne, Jennifer
Subject: FW: Final Legal & Programmatic Review on Draft Letter to Oregon on Revised Deadline

Jayne,

See attached comments from DOJ. His proposed edits make sense to me.

Steve

From: Swanson, Kristofor (ENRD) [<mailto:Kristofor.Swanson@usdoj.gov>]
Sent: Wednesday, June 18, 2014 3:38 PM
To: Sweeney, Stephen
Cc: Jeff Dillen; Byrne, Jennifer
Subject: RE: Final Legal & Programmatic Review on Draft Letter to Oregon on Revised Deadline

Ex. 5 - Deliberative

Were any decisions made on yesterday's call about how the agencies propose to provide the bi-monthly "check-ins" to Nina?

Kris

From: Sweeney, Stephen [<mailto:Sweeney.Stephen@epa.gov>]
Sent: Wednesday, June 18, 2014 3:00 PM
To: Swanson, Kristofor (ENRD)
Cc: Jeff Dillen; Byrne, Jennifer
Subject: FW: Final Legal & Programmatic Review on Draft Letter to Oregon on Revised Deadline

Kris,

The attached letter was generated as part of the hand shake with NWEA about the extended date for action.

Any concerns or thoughts about the inclusion of attorneys as cc:?

Thanks,

Steve

From: Allison Castellan - NOAA Federal [mailto:allison.castellan@noaa.gov]

Sent: Wednesday, June 18, 2014 2:47 PM

To: Carlin, Jayne

Cc: Sweeney, Stephen; Wu, Jennifer; Byrne, Jennifer; Waye, Don; Croxton, Dave; Psyk, Christine; Jeff Dillen; Joelle Gore - NOAA Federal; Hall, Lynda; Henning, Alan

Subject: Re: Final Legal & Programmatic Review on Draft Letter to Oregon on Revised Deadline

Jayne--

A few minor edits attached to remove extra spaces, etc.

Allison

On Wed, Jun 18, 2014 at 1:05 PM, Carlin, Jayne <Carlin.Jayne@epa.gov> wrote:
Hi All,

Attached is the clean version. Before sending the letter to our management for review, I would like your input on whether the addressees are appropriate and the attorneys' input on whether to include NWEA's attorneys and/or our DOJ attorney as cc's.

Given my experience with our Office Director, Dan O (he makes extensive edits), I would like to give the letter to him early and let all of you see whether his edits are appropriate.

Ex. 6 - Personal Privacy

Cheers,

Jayne

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(206) 553-8512, (206) 553-0165 (fax)
carlin.jayne@epa.gov

<http://www.epa.gov/r10earth/tmdl.htm>

From: Sweeney, Stephen

Sent: Tuesday, June 17, 2014 10:56 AM

To: Carlin, Jayne; allison.castellan@noaa.gov

Cc: Wu, Jennifer; Byrne, Jennifer; Waye, Don; Croxton, Dave; Psyk, Christine; Jeff Dillen; Joelle Gore - NOAA Federal; Hall, Lynda; Henning, Alan

Subject: RE: Draft Letter to Oregon on Revised Deadline with Alan's Comment (and my attempt to address his comment)

Ex. 5 - Attorney Client

From: Carlin, Jayne

Sent: Tuesday, June 17, 2014 11:41 AM

To: allison.castellan@noaa.gov; Sweeney, Stephen

Cc: Wu, Jennifer; Byrne, Jennifer; Wayne, Don; Croxton, Dave; Psyk, Christine; Jeff Dillen; Joelle Gore - NOAA Federal; Hall, Lynda; Henning, Alan

Subject: RE: Draft Letter to Oregon on Revised Deadline with Alan's Comment (and my attempt to address his comment)

Hi Allison,

I wanted to talk about Steve's edit during the call, as Alan had a contradictory comment.

Jayne

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US EPA, Region 10
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(206) 553-8512, (206) 553-0165 (fax)
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<http://www.epa.gov/r10earth/tmdl.htm>

From: Allison Castellan - NOAA Federal [<mailto:allison.castellan@noaa.gov>]

Sent: Tuesday, June 17, 2014 8:36 AM

To: Sweeney, Stephen

Cc: Carlin, Jayne; Wu, Jennifer; Byrne, Jennifer; Wayne, Don; Croxton, Dave; Psyk, Christine; Jeff Dillen; Joelle Gore - NOAA Federal; Hall, Lynda; Henning, Alan

Subject: Re: Draft Letter to Oregon on Revised Deadline with Alan's Comment (and my attempt to address his comment)

Jayne et. al.--

Thanks for drafting the letter. My edits to the letter attached. Sorry late to join the discussion but still digging out from being out for a week. I incorporated Steve's latest edit as well.

Allison

On Mon, Jun 16, 2014 at 11:16 AM, Sweeney, Stephen <Sweeney.Stephen@epa.gov> wrote:
Jayne and all,

I propose to change this text at the end of the first paragraph:

Ex. 5 - Attorney Client

Ex. 5 - Attorney Client

Thanks,

Steve

From: Carlin, Jayne

Sent: Friday, June 13, 2014 6:24 PM

To: Sweeney, Stephen; Wu, Jennifer; Byrne, Jennifer; Waye, Don; Croxton, Dave; Psyk, Christine; allison.castellan@noaa.gov; Jeff Dillen; Joelle Gore - NOAA Federal; Hall, Lynda; Henning, Alan

Subject: Draft Letter to Oregon on Revised Deadline with Alan's Comment (and my attempt to address his comment)

Hi All,

The attached reflects Alan's comment and my attempt to address his comment with rather convoluted language.

Jayne

Jayne Carlin, Watersheds Unit

US EPA, Region 10

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Seattle, WA 98101-3140

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carlin.jayne@epa.gov

<http://www.epa.gov/r10earth/tmdl.htm>

From: Sweeney, Stephen

Sent: Friday, June 13, 2014 11:53 AM

To: Wu, Jennifer; Carlin, Jayne; Byrne, Jennifer; Waye, Don; Croxton, Dave; Psyk, Christine; allison.castellan@noaa.gov; Jeff Dillen; Joelle Gore - NOAA Federal; Hall, Lynda; Henning, Alan

Subject: RE: For Your Review: Draft Letter to Oregon on Revised Deadline

I put my comments on top of Jenny's.

From: Wu, Jennifer

Sent: Friday, June 13, 2014 2:45 PM

To: Carlin, Jayne; Byrne, Jennifer; Waye, Don; Sweeney, Stephen; Croxton, Dave; Psyk, Christine; allison.castellan@noaa.gov; Jeff Dillen; Joelle Gore - NOAA Federal; Hall, Lynda; Henning, Alan

Subject: RE: For Your Review: Draft Letter to Oregon on Revised Deadline

Hi Jayne - here are a few suggested edits.

From: Carlin, Jayne

Sent: Thursday, June 12, 2014 4:50 PM

To: Byrne, Jennifer; Wu, Jennifer; Waye, Don; Sweeney, Stephen; Croxton, Dave; Psyk, Christine; allison.castellan@noaa.gov; Jeff Dillen; Joelle Gore - NOAA Federal; Hall, Lynda; Henning, Alan

Subject: For Your Review: Draft Letter to Oregon on Revised Deadline

Hi All,

See attached for a preliminary draft letter to Oregon on the revised deadline. I opted to keep it short and highlighted areas in which I am seeking your input.

FYI, I included DOJ's June 4th letter and the June 12th response.

Cheers,

Jayne

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<http://www.epa.gov/r10earth/tmdl.htm>

From: Carlin, Jayne

Sent: Thursday, June 12, 2014 10:28 AM

To: Byrne, Jennifer; Wu, Jennifer; Waye, Don; Sweeney, Stephen; Croxton, Dave; Psyk, Christine;
allison.castellan@noaa.gov; Jeff Dillen; Joelle Gore - NOAA Federal; Hall, Lynda

Subject: RE: Oregon CZARA

Hi All,

I will go ahead and develop the first draft for everyone's review. Also we'll include a quick discussion on this topic on next Tuesday's meeting.

Ex. 5 - Deliberative

Ex. 5 - Deliberative

Cheers,

Jayne

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1200 6th Ave, Suite 900 (OWW-134)
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(206) 553-8512, (206) 553-0165 (fax)
carlin.jayne@epa.gov

<http://www.epa.gov/r10earth/tmdl.htm>

From: Byrne, Jennifer

Sent: Thursday, June 12, 2014 10:19 AM

To: Carlin, Jayne; Wu, Jennifer; Waye, Don; Sweeney, Stephen; Croxton, Dave; Psyk, Christine;
allison.castellan@noaa.gov; Jeff Dillen; Joelle Gore - NOAA Federal; Hall, Lynda

Subject: FW: Oregon CZARA

Letter today from NWEA on CZARA. They accept our proposal and agree to defer seeking judicial enforcement of the Agreed Order.

We now need to write the letter to the State. Has someone started that already?

Jennifer Byrne

Office of Regional Counsel, EPA Region 10

206-553-0050, byrne.jennifer@epa.gov

From: Paul Kampmeier [<mailto:pkampmeier@wflc.org>]

Sent: Thursday, June 12, 2014 10:02 AM

To: kristofor.swanson@usdoj.gov

Cc: Byrne, Jennifer; 'Allison LaPlante'

Subject: Oregon CZARA

Hi Kris—

Thank you for your recent letter. Northwest Environmental Advocates' response is attached. As I mention in the letter, please let me know how the agencies would like to conduct the bi-monthly check-ins, as well as when they will send the letter to Oregon.

P

Paul Kampmeier, Staff Attorney
Washington Forest Law Center
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Seattle, Washington 98104-2245
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Allison Castellan
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